IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3317 of 1991
with
Special Civil Application No. 6417 of 1992
and
Special Civil Application No. 6418 of 1992

For Approval and Signature:

HON'BLE MR.JUSTICE M.S.SHAH
and
HON'BLE MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

PRAVINKUMAR SUKHIAL JAISWAL
Versus
STATE OF GUJARAT

Appearance:
MR JASHBHAI P PATEL for Petitioner No. 1
MR SIRAJ GORI AGP for Respondent No. 1,3
NOTICE SERVED for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE M.S.SHAH
and
HON'BLE MR.JUSTICE A.M.KAPADIA

Date of decision: 05/05/2004

COMMON ORAL JUDGEMENT

(Per : HON'BLE MR.JUSTICE M.S.SHAH)

In all these petitions, the grievance of the petitioners is about non-consideration of their respective NT forms at the relevant time for non-use of their vehicles. In each of these cases, the amount involved is about Rs.8,000/- to Rs.9,000/- and odd which was already paid by the respective petitioners.

2. In view of the factual controversy involved in the petitions as to whether the NT forms were received by the authority within the prescribed time limit or not, this Court is not inclined to go into the merits of this petition raising other contentions for deciding which the above factual controversy would be required to be decided first.

Hence, all the above numbered petitions are dismissed.

Rule is discharged with no order as to costs.

(M.S. Shah, J.)

(A.M. Kapadia, J.)

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(karan)